

-PSO-

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK

JONATHAN MUSIC,

Petitioner,

-v-

DECISION and ORDER

03-CV-808S

99-CR-149S

UNITED STATES OF AMERICA,

Respondent.

On April 28, 2005, this Court denied Petitioner's motion, made pursuant to 28 U.S.C. § 2255, to vacate, set aside, or correct his sentence. (Docket No. 147). On June 25, 2005, Petitioner filed a notice of appeal from this Court's April 28, 2005 Decision and Order. (Docket No. 148). Petitioner now moves to file his application for a Certificate of Appealability under seal. In the interest of confidentiality, this Court will permit Petitioner to file his application and supporting papers under seal.

_____IT HEREBY IS ORDERED, that Petitioner's motion to file his application for a Certificate of Appealability under seal is GRANTED.

FURTHER, that the Clerk of the Court is directed to file Petitioner's application for a Certificate of Appealability under seal.

SO ORDERED. _____

Dated: August 1, 2005
Buffalo, New York

/s/William M. Skretny
WILLIAM M. SKRETNY
United States District Judge